

# HOUSE BILL 818

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By: **Delegates Stocksdale, McComas, McDonough, and B. Robinson**

Introduced and read first time: February 9, 2012

Assigned to: Appropriations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Crimes – Rioting – Restrictions on Public Benefits**

3 FOR the purpose of restricting eligibility for certain public benefits for individuals  
4 convicted of certain crimes relating to rioting on or after a certain date; revoking  
5 certain public benefits for individuals convicted of certain crimes relating to  
6 rioting on or after a certain date; creating certain exceptions; defining certain  
7 terms; and generally relating to the eligibility for and receipt of public benefits.

8 BY adding to

9 Article – State Government

10 Section 10–1301 and 10–1302 to be under the new subtitle “Subtitle 13.  
11 Restrictions on Public Benefits”

12 Annotated Code of Maryland

13 (2009 Replacement Volume and 2011 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article – State Government**

17 **SUBTITLE 13. RESTRICTIONS ON PUBLIC BENEFITS.**

18 **10–1301.**

19 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
20 INDICATED.

21 (B) “FEDERAL PUBLIC BENEFITS” HAS THE MEANING STATED IN 8  
22 U.S.C. § 1611 (C)(1)(B).

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(C) “STATE OR LOCAL PUBLIC BENEFITS” HAS THE MEANING STATED IN**  
2 **8 U.S.C. § 1621 (C)(1)(B).**

3 **10-1302.**

4           **(A) EXCEPT AS PROHIBITED OR EXEMPTED BY FEDERAL LAW, AN**  
5 **INDIVIDUAL IS NOT ELIGIBLE FOR FEDERAL PUBLIC BENEFITS OR STATE OR**  
6 **LOCAL PUBLIC BENEFITS IF THE INDIVIDUAL HAS BEEN CONVICTED OF ANY OF**  
7 **THE FOLLOWING OFFENSES ON OR AFTER JULY 1, 2012:**

8                   **(1) COMMON LAW RIOT UNDER THE LAWS OF THIS STATE; OR**

9                   **(2) A CRIME UNDER THE LAWS OF ANOTHER STATE OR THE**  
10 **UNITED STATES THAT WOULD BE COMMON LAW RIOT IF COMMITTED IN THIS**  
11 **STATE.**

12           **(B) EXCEPT AS PROHIBITED OR EXEMPTED BY FEDERAL LAW, AN**  
13 **INDIVIDUAL RECEIVING FEDERAL PUBLIC BENEFITS OR STATE OR LOCAL**  
14 **PUBLIC BENEFITS WHO IS CONVICTED OF A CRIME LISTED IN SUBSECTION (A)**  
15 **OF THIS SECTION ON OR AFTER JULY 1, 2012, SHALL LOSE THE PUBLIC**  
16 **BENEFITS ON CONVICTION.**

17           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 July 1, 2012.